

UNITED STATES DISTRICT COURT  
DISTRICT OF GUAM

**FILED**  
DISTRICT COURT OF GUAM  
OCT 11 2006

HON. JOHN C. COUGHENOUR, U. S. DISTRICT JUDGE

Deputy Clerk: Julie Mahnke

Court Reporter: Miles

Date Oct. 11, 2006

MARY L.M. MORAN  
CLERK OF COURT

SENTENCING MINUTES

9:29 - 9:39

CASE NO. CR05-53 U. S. v. John Cruz

U.S. Atty: Johnson Deft. Atty: ARRIOLA

USPO C. Borja Intrp. \_\_\_\_\_

Guideline range determined by the court: Total Offense Level 29  
Criminal History Category 2 Imprisonment range: 97-121 months  
Supervised release range \_\_\_\_\_ Fine range: \_\_\_\_\_

**SENTENCE IMPOSED:** ☒ IMPRISONMENT FOR A TERM OF 72 months

☒ SUPERVISED RELEASE ( ) PROBATION FOR A TERM OF 5 years

CONDITIONS OF SUPERVISION/PROBATION:

- ☒ Standard conditions and those set forth in the PSI.  
( ) Substance abuse conditions ( ) Mental health conditions  
( ) Financial Conditions ( ) No re-entry into U.S. without permission.  
☒ Fine waived ( ) Fine in the amount of \_\_\_\_\_  
( ) Restitution in the sum of \_\_\_\_\_  
☒ Necessary Penalty Assessment for each count must be paid.  
( ) Cost of incarceration ( ) to be paid ( ) waived.

The Court departs from the guidelines for the following reasons:  
those set forth in the PSI.

- ( ) Deft. is permitted to self-report. ☒ Deft. remains in custody.  
( ) Deft. is remanded to the custody of the U. S. Marshal.  
☒ Motion to dismiss remaining counts is granted.  
( ) Court recommends incarceration at \_\_\_\_\_  
☒ Defendant advised of right to appeal.

OTHER: Gouts. mtn for downward departure granted.

10/11/06